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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
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12 TERRY MORGAN,) No: C 10-4231 JSC
13 Plaintiff,)
14 v.) ORDER RE PENDING MOTIONS AND
15 CITY AND COUNTY OF SAN) BRIEFING SCHEDULE
16 FRANCISCO, et al,)
17 Defendants.)
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20 This case was reassigned to this Magistrate Judge upon the retirement of the
21 previously-assigned judge, Magistrate Judge James Larson. According to the docket, on
22 January 13, 2011, Defendant City and County of San Francisco filed a motion for
23 judgment on the pleadings (Dkt. No. 8), and on March 22, 2011 the individual defendants
24 filed a motion to dismiss (Dkt. No. 21). Plaintiff proceeding in pro per filed a document
25 styled as a motion to proceed or settle on January 18, 2011 (Dkt. No. 10) and on May 2,
26 2011 a document titled a motion for a more definite statement (Dkt. No. 25).

27 With respect to Defendants' motions, it is not clear if Plaintiff intended the pleadings
28 he has already filed with the Court, including his motion for a more definite statement, to
constitute his response to Defendants' motions. Accordingly, if Plaintiff desires to file an

ORDER RE PENDING MOTIONS

1 additional response to Defendants' motion for judgment on the pleadings and motion to
2 dismiss, he shall do so on or before June 23, 2011. Defendants' reply, if any, shall be
3 filed on or before June 30, 2011. The Court will take Defendants' motions under
4 submission at that time.

5 Plaintiff's motion to proceed or settle is DENIED. The next step in these proceedings
6 is for the Court to decide Defendants' pending motions. Plaintiff's motion for a more
7 definite statement, to the extent he intended it to be a separate motion rather than (or in
8 addition to) a response to Defendants' motions, is also DENIED, although the Court will
9 consider the pleading in deciding Defendants' pending motions.

10 The Clerk shall terminate motions nos. 10 and 25.

11 **IT IS SO ORDERED.**

12 DATED: June 2, 2011

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JACQUELINE SCOTT CORLEY
UNITED STATES MAGISTRATE JUDGE